

CERTIFICATION UNDER 37 CFR 1.8

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted on the date indicated below via facsimile to the United States Patent and Trademark Office facsimile number (571) 273-8300.

01/13/2006
Date

Gloria L. Knox
Gloria L. Knox

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Axel K. Kloth

Serial Number: 10/020,481

Filing Date: November 30, 2001

Title: METHOD AND APPARATUS FOR LOSSLESS SWITCHOVER IN A REDUNDANT SWITCH FABRIC

Confirmation: 6791

Art Unit: 2668

Examiner: Nguyen, Hao X.

Docket No.: 01CXT0147N

RECEIVED
CENTRAL FAX CENTER

JAN 13 2006

TRANSMITTAL LETTER FOR RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir/Madam:

Transmitted herewith is Response in the above-identified application. The following check marked items apply hereto:

- ☒ A Response to the Office Action mailed on October 18, 2006 is enclosed herewith.
☐ A petition to extend time under 37 C.F.R. § 1.136(a) for a period of one month is attached hereto to respond to the Office Action mailed on _____, thereby extending the due date to _____.
☐ No fee is required for this submission.
☒ Payment for any fee(s) required with this submission is provided as indicated below.
☐ Small Entity status is claimed for this application.
☐ _____ sheets of corrected drawings are attached to the Response enclosed herewith.
☐ A terminal disclaimer is enclosed herewith.

| Fee Calculation | | | | | |
|---|--|--|--|--|----------------|
| | Current Number of Claims | Highest Prev. Paid For | Total Extra | Rate | Additional Fee |
| Total Claims: | 18 | - 20 | = 0 | x \$50.00 (Lg Entity) | 0.00 |
| Ind. Claims: | 7 | - 4 | = 3 | X \$200.00 (Lg Entity) | 600.00 |
| Fee for Terminal Disclaimer: | | | | | N/A |
| Ext. of Time (Small Entity) | <input type="checkbox"/> 1 Month \$60.00 | <input type="checkbox"/> 2 Months \$225.00 | <input type="checkbox"/> 3 Months \$510.00 | <input type="checkbox"/> 4 Months \$795.00 | |
| (Large Entity) | <input type="checkbox"/> \$120.00 | <input type="checkbox"/> \$450.00 | <input type="checkbox"/> \$1020.00 | <input type="checkbox"/> \$1590.00 | |
| Fee for | | | | | N/A |
| Total Additional Fee for this Submission: | | | | | 600.00 |

Any fee due with respect for this submission is provided as indicated below:

- ☐ A check in the amount of \$_____ is enclosed herewith.
☐ A form PTO-2038 is enclosed herewith authorizing a credit card charge in the amount of \$_____.
☒ The Commissioner is hereby authorized to charge to Deposit Account No. 50-1867 the amount of \$600.00 for the fee identified above. A duplicate of this transmittal letter is provided.
☒ The Commissioner is authorized to charge any insufficiencies and the Commissioner is hereby requested to credit any overpayments to Deposit Account No. 50-1867.

Respectfully submitted,

Michael J. D'Aurelio
Michael J. D'Aurelio, Reg. No. 40,977

Thomas, Kayden, Horsterneyer & Risley, L.L.P.
100 Galleria Parkway, N.W., Suite 1750
Atlanta, Georgia 30339-5948
Phone: (770) 933-9500; Fax: (770) 951-0933

BEST AVAILABLE COPY

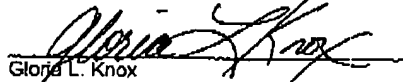
RECEIVED
CENTRAL FAX CENTER

JAN 13 2006

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR §1.8

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted on the date indicated below via facsimile to the United States Patent and Trademark Office, Technology Group 2600, facsimile number (571) 273-8800.

Date 01/13/2006


Gloria L. Knox

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|---------------------------------|---|--------------------------|
| In re the application of: |) | Confirmation: 6791 |
| Axel K. Kloth |) | |
| Serial Number: 10/020,481 |) | Art Unit: 2668 |
| Filing Date: November 30, 2001 |) | Examiner: Nguyen, Hao X. |
| Title: METHOD AND APPARATUS FOR |) | Docket No.: 01CXT0147N |
| LOSSLESS SWITCHOVER IN A |) | |
| REDUNDANT SWITCH FABRIC |) | |

RESPONSE TO OFFICE ACTION OF OCTOBER 18, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In regard to the outstanding non-final Office Action (Paper No. 10172005) mailed on October 18, 2005, Applicant submits the following Response.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to Deposit Account No. 50-1867.

Please amend the above-identified application as follows:

01/17/2006 EFLORES 00000012 501867 10020481

01 FC:1201 500.00 DA